

IN THE DISTRICT COURT OF GUAM  
TERRITORY OF GUAM  
CRIMINAL MINUTES

**FILED**

DISTRICT COURT OF GUAM

MAR - 6 2006

MARY L.M. MORAN  
CLERK OF COURT

CASE NO. CR-05-00053

DATE: 03/06/2006

HON. JOAQUIN V.E. MANIBUSAN, JR., Magistrate Judge

Law Clerk: Judith Hattori

Court Reporter: Wanda Miles

Courtroom Deputy: Virginia T. Kilgore

Hearing Electronically Recorded: 1:10:21 - 1:16:53

CSO: B. Benavente / P. Taijeron

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\*\*\*\*\* APPEARANCES \*\*\*\*\*

DEFT: CHRISTOPHER M. ESPINOSA

ATTY: JOYCE TANG for G. PATRICK CIVILLE

(X) PRESENT (X) CUSTODY ( ) BOND ( ) P.R.

( ) PRESENT ( ) RETAINED ( ) FPD (X) CJA APPOINTED

DEFT: BRIAN WILLIAM ELM

ATTY: CURTIS VAN DE VELD

(X) PRESENT (X) CUSTODY ( ) BOND ( ) P.R.

(X) PRESENT ( ) RETAINED ( ) FPD (X) CJA APPOINTED

U.S. ATTORNEY: RUSSELL STODDARD

AGENT: CRAIG HALES, U.S. POSTAL INSPECTOR

U.S. PROBATION: JOHN SAN NICOLAS

U.S. MARSHAL: V. ROMAN / G. PEREZ

**PROCEEDINGS: CONTINUED ARRAIGNMENT RE THIRD SUPERSEDING INDICTMENT**

( ) FINANCIAL AFFIDAVIT REVIEWED AND ACCEPTED:

(X) DEFENDANTS SWORN AND EXAMINED: HIGH SCHOOL COMPLETED: \_\_\_\_\_

(X) DEFENDANTS ARRAIGNED AND ADVISED OF HIS RIGHTS, CHARGES AND PENALTIES

( ) REMOVAL/IDENTITY HEARING ( ) CONDUCTED ( ) WAIVED ( ) SET FOR: \_\_\_\_\_ at \_\_\_\_\_

( ) WARRANT OF REMOVAL ISSUED

( ) GOV'T SUMMARIZES THE EVIDENCE ( ) GOV'T SUBMITS TO THE PLEA AGREEMENT

(X) COURT QUESTIONS DEFENDANTS REGARDING THEIR PHYSICAL AND MENTAL CONDITION, AND ADVISES DEFENDANTS OF THE NATURE AND POSSIBLE CONSEQUENCES OF SAID PLEA

(X) DEFENDANTS WAIVE READING OF ( ) COMPLAINT ( ) INFORMATION (X) THIRD SUPERSEDING INDICTMENT

(X) PLEAS ENTERED: ( ) GUILTY (X) NOT GUILTY - TO: ALL COUNTS IN THE THIRD SUPERSEDING INDICTMENT

( ) COUNT(S) \_\_\_\_\_ DISMISSED ON GOVERNMENT'S MOTION

( ) PLEA AGREEMENT FILED: \_\_\_\_\_ PLEA: ( ) ACCEPTED ( ) REJECTED

( ) COURT ORDERS PLEA AGREEMENT SEALED

( ) COURT REJECTS PLEA AGREEMENT AND REFERS IT TO: \_\_\_\_\_ FOR RECOMMENDATION.

( ) CONTINUED ARRAIGNMENT SET FOR: \_\_\_\_\_ at \_\_\_\_\_

( ) DEFENDANTS TO BE RELEASED ON BOND (see attached release conditions)

(X) DEFENDANTS TO REMAIN IN THE CUSTODY OF THE U.S. MARSHAL SERVICE FOR ( ) PROCESSING (X) DETENTION

( ) DETENTION HEARING REQUESTED BY \_ GOV'T \_ DEFT IS SET FOR: \_\_\_\_\_ at \_\_\_\_\_

( ) DEFENDANT RELEASED ON BAIL AS PREVIOUSLY ORDERED BY THIS COURT

NOTES:

Courtroom Deputy: